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10/673,059	09/26/2003	Stefan Bagstrom	944-1.117	1237
4955	7590	06/06/2006	EXAMINER	
WARE FRESSOLA VAN DER SLUYS & ADOLPHSON, LLP BRADFORD GREEN, BUILDING 5 755 MAIN STREET, P O BOX 224 MONROE, CT 06468			PEREZ, JULIO R	
			ART UNIT	PAPER NUMBER
			2617	
DATE MAILED: 06/06/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.



### **DETAILED ACTION**

1. The Art Unit location of your application in the USPTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Art Unit 2617.

### ***Response to Arguments***

2. Applicant's arguments with respect to claims 1-20 have been considered but are moot in view of the new ground(s) of rejection.

### ***Claim Rejections - 35 USC § 102***

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

3. Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Gunnarsson et al., Publication No. 20030118015 (hereinafter Gunnarsson).

Regarding claim 1, Gunnarsson discloses a device obtaining information about currently active cellular network systems (paragraphs 0012-0017, the mobile transmits a signal to a system, thus being detected by its presence at its location); and the device deciding whether to allow establishing a network connection on behalf of an application hosted by the device based on factors including the information about currently active cellular network systems (paragraphs 0014-0021, after the mobile is registered in the current system, the system provides the mobile with its corresponding parameters in order to be able to work in the current system, where the mobile is stationed).

Regarding claim 2, Gunnarsson discloses, wherein the information about currently active cellular network systems includes information about combinations of different kinds of connections allowed by each currently active cellular network system (paragraphs 0012-0021).

Regarding claim 3, Gunnarsson discloses, wherein the factors also include information about connections currently in use or wherein the information about currently active cellular network systems includes information about connections currently in use (paragraphs 0014-0021).

Regarding claim 4, Gunnarsson discloses, wherein the information about connections currently in use includes at least the number and type of connections currently in use (page 1-2, 0010-0014, type of connection is provided to the mobile).

Regarding claim 5, Gunnarsson discloses, further request made of a network resource controller within the device for permission to establish the network connection and the request includes an identifier corresponding to the application requesting the network connection (paragraphs 0014-0021); and wherein the information about connections currently in use includes identifiers for applications using the connections currently in use, and further wherein the factors also include the identifier for the application and the identifiers for applications using the connections currently in use (paragraphs 0012-0021).

Regarding claims 6, Gunnarsson discloses, wherein the factors also include the maximum amount of concurrent packet switched data allowed by the connections currently in use (paragraphs 0012-0021).

Regarding claim 7, Gunnarsson discloses, wherein the active cellular network systems include at least a GSM network, a WCDMA network, or a CDMA2000 network (paragraphs 0012-0021).

Regarding claim 8, Gunnarsson discloses a mobile terminal, equipped to establish a network connection on behalf of an application hosted by the mobile terminal, comprising: a resource manager, responsive to a signal from the application to establish the connection, for providing a request to allow establishing the connection (paragraphs 0012-0021, 0024-0026, a mobile requests a connection to a system); and a network resource control module responsive to a request to allow establishing the connection, and also responsive to information about currently active cellular systems, for determining whether to allow establishing the connection based on factors including the information about currently active cellular network systems (paragraphs 0012-0021, 0024-0026, after the mobile is registered in the current system, the system provides the mobile with its corresponding parameters in order to be able to work in the current system, where the mobile is stationed; after registration with a working system, the mobile is able to establish a connection).

Regarding claim 9, Gunnarsson discloses, wherein the information about currently active cellular network systems includes information about combinations of different kinds of connections allowed by each currently active cellular network system (paragraphs 0012-0021, 0024-0026).

Regarding claim 10, Gunnarsson discloses, wherein the factors also include information about connections currently in use or wherein the information about

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currently active cellular network systems includes information about connections currently in use or wherein the information about connections currently in use includes at least the number and type of connections currently in use (paragraphs 0012-0021, 0024-0026).

Regarding claim 11, Gunnarsson discloses, wherein the information about connections currently in use includes at least the number and type of connections currently in use (paragraphs 0012-0021, 0024-0026).

Regarding claim 12, Gunnarsson discloses, means for making the request for permission to establish the network connection with the request including an identifier corresponding to the application requesting the network connection (page 0011-0012); wherein the information about connections currently in use includes identifiers for applications using the connections currently in use, and further wherein the factors also include the identifier for the application and the identifiers for applications using the connections currently in use (paragraphs 0012-0021, 0024-0026).

Regarding claims 13, Gunnarsson discloses, wherein the factors also include the maximum amount of concurrent packet switched data allowed by the connections currently in use (paragraphs 0012-0021).

Regarding claim 14, Gunnarsson discloses, wherein the active cellular network systems include at least a GSM network, a WCDMA network, or a CDMA2000 network (paragraphs 0012-0021).

Regarding claim 15, Gunnarsson discloses, further characterized in that also comprises a cellular network information server, responsive to a request to provide the

information about currently active cellular systems, for providing such information (paragraphs 0012-0021).

Regarding claim 16, Gunnarsson discloses, a computer readable storage structure embodying computer program code thereon for execution by a computer processor in a telecommunication terminal, with said computer program code characterized in that it includes programming instructions (paragraphs 0012-0021).

Regarding claim 17, Gunnarsson discloses, a computer readable storage structure embodying computer program code thereon for execution by a computer processor in a telecommunication terminal, with said computer program code characterized in that it includes instructions for performing the steps (paragraphs 0012-0021).

Regarding claim 18, Gunnarsson discloses, a computer readable storage structure embodying computer program code thereon for execution by a computer processor in a telecommunication terminal, with said computer program code characterized in that it includes instructions for performing the steps (paragraphs 0012-0021).

Regarding claim 19, Gunnarsson discloses, a system, comprising an operator network having at least one cellular system, and also comprising a mobile terminal (paragraphs 0012-0021).

Regarding claim 20, Gunnarsson discloses, a system, comprising an operator network having at least one cellular system, and also comprising a mobile terminal (paragraphs 0012-0021).



***Conclusion***

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.


5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Julio R. Perez whose telephone number is (571) 272-7846. The examiner can normally be reached on 10:30 - 6:30 PM.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph H. Feild can be reached on (571) 272- 4090. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.



Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Julio R Perez  
Examiner  
Art Unit 2617

  
5/29/06

  
JOSEPH FEILD  
SUPERVISORY PATENT EXAMINER